IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY EIGHTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE L.NARASIMHA REDDY

WRIT PETITION NO : 23580 of 2004

Between:

Smt. B.Muntaz, W/o late Chand Basha,
R/o Rajivgandhi Nagar, Near RTC Bus Stand,

Kadiri, Anantapur District

... PETITIONER

AND

The Sub Inspector of Police, Kadiri Town Police Station,

Kadiri, Anantapur District.

...RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue writ of mandamus or any other appropriate writ or direction declaring the action of the respondent in calling the petitioner to the police station even though no criminal cases are registered against the petitioner as illegal and violative of Article 21 of the Constitution of India, and consequently direct the respondent not to interfere with the petitioner's liberty.

Counsel for the Petitioner: MR.O.MANOHER REDDY

Counsel for the Respondent: GP FOR HOME

The Court at the admission stage made the following :

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O R D E R:

The petitioner alleges that she is being harassed and required to attend the police station indiscriminately, though no complaint is made against her, much less any case is registered.

Heard learned counsel for the petitioner and the learned Government Pleader for Home.

It hardly needs any emphasis that a citizen, particularly woman, cannot be required to attend the police station, except where it is needed during the course of investigation into a complaint, or a crime registered in the police station. Requiring the people to attend the police station, in the absence of such complaints or cases, amounts to interference with the rights of the individuals.

Hence, the writ petition is disposed of, directing that the respondent shall not require the petitioner to attend the police station, or otherwise harass her, except where a specific complaint is made against her and a case is registered. There shall be no order as to costs.

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28th December, 2004

Note: Issue copy in three days.

(B/o)

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To

1 The Sub Inspector of Police, Kadiri Town Police Station,

Kadiri, Anantapur District.

2 Two C.Cs. to the Government Pleader for Home,

High Court buildings, Hyderabad (OUT)

3 Two C.D.copies